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TO: Doshie Day COMPANY NAME: USPTO-OIPE Customer Service  
FROM: Jeffrey A. Michael TELECOPY NO.: ~~703-308-7751~~ 703-305-9822  
DATE: November 29, 2004 TIME SENDING: 2:30

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Re: U.S. Application Serial No.: 10/616,262

CLIENT # 29766  
MATTER # 71993

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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

*Group:* 2877  
*Confirmation No.:* 9866  
*Application No.:* 10/616,262  
*Invention:* EMI NOISE FILTER FOR EDDY  
CURRENT TURBO SPEED  
SENSOR  
*Applicant:* Yue Yun Wang et al.  
*Filed:* July 9, 2003  
*Attorney*  
*Docket:* 29766-71993  
*Examiner:* Unknown

Certificate Under 37 CFR 1.8(a)  
I hereby certify that this correspondence is being  
facsimile transmitted to the United States Patent and  
Trademark Office ( Division), fax number 1-703-308-  
7751

on November 4, 2004

Angela Kay Lanning  
(Signature)

Angela Kay Lanning  
(Printed Name)

**PETITION TO WITHDRAW HOLDING OF  
ABANDONMENT UNDER 37 CFR § 1.181(a)**

VIA FACSIMILE 703-308-7751  
Attention: Doshie Day

OIPE CUSTOMER SERVICE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A Notice of Abandonment regarding the above-captioned application was sent out on October 19, 2004 for failure to reply to a Notice to File Missing Parts dated 1/23/04. However, Applicants did timely and sufficiently reply to this notice and consequently there is no abandonment in fact. Therefore, Applicants respectfully request the Commissioner to withdraw the holding of abandonment for the subject application pursuant to MPEP § 711.03.

The Notice has alleged that the above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed

on January 22, 2004. However, Applicants respectfully submit evidence showing that Applicants timely filed a Letter to Official Draftsman Submission of Acceptable Drawings on October 29, 2003, thereby satisfying the replacement drawing requirement that accompanied the first Notice to File Missing Parts dated October 7, 2003.

(1) Exhibit 1 shows the USPTO's Notice to File Missing Parts of Nonprovisional Application dated October 7, 2004. This notice includes a requirement to file replacement drawings in compliance with 37 CFR §1.84 and 37 CFR §1.121.

(2) Exhibit 2 shows that Applicants filed a Letter to Official Draftsman Submission of Acceptable Drawings on October 29, 2003. Exhibit 2 also includes a copy of the returned postal receipt bearing the USPTO's OIPE stamp dated November 3, 2003, indicating that the USPTO received and processed these drawings.

(3) Exhibit 3 shows the USPTO's Second Notice to File Missing Parts of Nonprovisional Application dated January 23, 2004 indicating that Applicants properly fulfilled the signed oath/declaration requirement set forth in the first Notice to File Missing Parts, but that replacement drawings in compliance with 37 CFR §1.84 and 37 CFR §1.121 were still required;

(4) Exhibit 4 shows the USPTO's Withdrawal of the Notice mailed January 23, 2004 (Exhibit 3), which was sent to Applicants by facsimile on July 19, 2004. This exhibit demonstrates the USPTO's recognition that Applicants had, in fact, properly responded previously to the replacement drawings requirement.

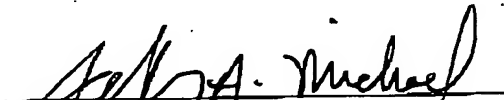
(5) Exhibit 5 shows a copy of the USPTO'S subsequent Notice of Abandonment dated October 19, 2004. This Withdrawal indicates that a corrected Notice is enclosed, but no such corrected Notice was received as evidenced by the page identification numbers appearing at the tops of these faxed papers. Only the two pages of Exhibit 5 were sent and received. Further, Applicants undersigned attorney never received a hard copy of this Withdrawal via regular mail.

Applicants' evidence shows that Applicants fully complied with the first Notice to File Missing Parts (Exhibit 1) prior to the mailing of the second Notice to file

Missing Parts dated January 23, 2004 (Exhibit 3). Therefore the USPTO's Second Notice to File Missing Parts dated January 23, 2004, as well as the Notice of Abandonment dated October 19, 2004 were sent in error. The USPTO originally acknowledged this error by their withdrawal of Previously Sent Notice dated January 23, 2004 (Exhibit 4), but then erroneously sent the Notice of Abandonment (Exhibit 5) on October 19, 2004. Accordingly, Applicants respectfully request the withdraw of the holding of abandonment for the subject application pursuant to MPEP § 711.03. If any additional information is required in support of this Petition, please contact the undersigned by telephone, fax or e-mail.

Applicants believe that no fees are required with this petition under 37 CFR § 1.181(a). If any fees are required, the Commissioner is authorized to charge the same to the account of Barnes & Thornburg, Deposit Account No. 10-0435, with reference to our matter number 29766-71993.

Respectfully submitted,

  
Jeffrey A. Michael  
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JAM/aki  
Enclosures: Exhibits 1-5